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Supreme Court of the United States

No. [redacted] 68 October Term, [redacted] 1969

HARRY LAIKIND,

Appellant.

—vs.—

ATTORNEY GENERAL OF THE STATE OF NEW YORK.

Appellee.

SUPPLEMENTAL BRIEF

VICTOR KONOW,
A member of the Bar of the Supreme Court of the United States, Counsel, at the offices of Edward Pious, 261 Broadway, New York, N. Y. 10007.

Supreme Court of the United States

No. 1160, October Term, 1968

HARRY LAIKIND,

Appellant,

—vs.—

ATTORNEY GENERAL OF THE STATE OF NEW YORK,

Appellee.

SUPPLEMENTAL BRIEF

On April 7, 1969 the case of *Bjarsch and Kleiner* v. *The Surrogates of New York County*, 68 Civil 4216, No. 35742, which came to the attention of appellant on April 22, 1969, was decided by the U.S. District Court, S.D. of N.Y., (Herlands, *J.*). The Attorney General appeared upon behalf of the Surrogates.

The complaint there alleges SCPA 2218 in its entirety, and, specifically its section 1 (a) and (b), are unconstitutional.

According to the opinion, the motion "for the convening of a three judge court . . ." was "granted because a substantial question has been raised . . ." A hearing before the three judge court is scheduled for May 2, 1969.

Dated: April 24, 1969.

Respectfully submitted,

VICTOR KONOW,
A member of the Bar of the Supreme Court of the United States, Counsel, at the offices of Edward Pious, 261 Broadway, New York, N. Y. 10007.